



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-54657-2025
Date of decision: 26.09.2025

MALKIT SINGH ALIAS MALKEET SINGH ...PETITIONER

VERSUS

STATE OF PUNJAB ...RESPONDENT

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. A.S. Barnala, Advocate
for the petitioner.

Mr. Kunwarbir Singh, AAG Punjab.

Shalini Singh Nagpal, J. (Oral)

1. Petitioner seeks quashing of impugned order dated 27.08.2025 passed by learned Additional Sessions Judge, Moga vide which the bail order of the petitioner, in FIR No.251 dated 27.11.2024 under Section 376 IPC 1860, Police Station City Moga, District Moga, was cancelled and his bail bonds and surety bonds stood forfeited to the State.

2. Learned counsel for the petitioner submits that the petitioner was serving in the Army. On the previous date of hearing i.e. 06.08.2025, he moved an application for exemption from personal appearance, which learned trial Court allowed for that day only. On 27.08.2025, when the case was fixed before learned Additional Sessions Judge, Moga, he was posted in Kashmir and could not appear in the Court as he was not allowed leave. He further submits that petitioner was unwell on that day and, therefore, could not even intimate his counsel. He further states that a compromise was reached in the case and the prosecutrix had already made a statement in favour of the petitioner.



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3. Notice of motion.
4. Mr. Kunwarbir Singh, AAG Punjab accepts on behalf of the respondent-State and opposes the prayer.
5. Though, there is no apparent illegality in the impugned order, the only course available to the petitioner is to join the proceedings of the case, so that it can be taken to its logical end. In the facts and circumstances of the case, petitioner is directed to surrender before learned Additional Sessions Judge, Moga on the next date of hearing i.e. 01.10.2025. In case, an application for regular bail is moved, learned Trial Court shall decide the same expeditiously, preferably on the same day. Till then, no coercive steps shall be taken against the petitioner.
6. Disposed of, accordingly.

(SHALINI SINGH NAGPAL)
JUDGE

26.09.2025*harpreet*

Whether Speaking/Reasoned :
Whether Reportable :

Yes/No
Yes/No